



IAP4 Rec'd PCT/PTO 17 NOV 2005

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: November 14, 2005 Signature: *William K. Merkel*

William K. Merkel

Docket No.: 27373/38819A
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Bernard Roizman et al.

Application No.: 10/530,774

Filed: April 7, 2005

For: TARGETING OF HERPES SIMPLEX VIRUS
TO SPECIFIC RECEPTORS

Confirmation No.: 2653

Art Unit: Not Yet Assigned

Examiner: Not Yet Assigned

RESPONSE TO MISSING REQUIREMENTS

MS Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice to File Requirements mailed June 13, 2005, Applicants respectfully submit a Combined Declaration and Power of Attorney, a Petition for Extension of Time, and a Preliminary Amendment.

Our check in the amount of \$1,150.00 covering the fee set forth in 37 CFR 1.17(a)(3), 1.16(f) and 1.16(h) is enclosed. The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith to our Deposit Account No. 13-2855, under Order No. 27373/38819A. A duplicate copy of this paper is enclosed.

Dated: November 14, 2005

Respectfully submitted,

By *William K. Merkel*
William K. Merkel

Registration No.: 40,725

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/530,774	Bernard Roizman	27373/38819A

INTERNATIONAL APPLICATION NO.	
PCT/US03/31598	
I.A. FILING DATE	PRIORITY DATE
10/06/2003	

4743
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RECEIVED

JUN 17 2005

MARSHALL GERSTEIN

CONFIRMATION NO. 2653

371 FORMALITIES LETTER

OC000000016255808

OC000000016255808

Date Mailed: 06/13/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/07/2005
- Copy of the International Search Report filed on 04/07/2005
- Biochemical Sequence Diskette filed on 04/07/2005
- Biochemical Sequence Listing filed on 04/07/2005
- U.S. Basic National Fees filed on 04/07/2005

Docketed: 8-13-05

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of \$1650 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$1250 for a Large Entity:

- Total additional claim fee(s) for this application is \$ 1650
 - \$200 for 1 independent claims over 3.

- \$1450 for 29 total claims over 20.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PATRICIA A BOOKER

Telephone: (703) 308-9140 EXT 204

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/530,774	PCT/US03/31598	27373/38819A

FORM PCT/DO/EO/905 (371 Formalities Notice)